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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE: INSULIN PRICING
LITIGATION

} Case No. 2:23-md-03080 (BRM)(RLS)
} MDL No. 3080

} Judge Brian R. Martinotti
} Judge Rukshanah L. Singh

} **RESPONSE TO ORDER TO**
} **ORDER TO SHOW CAUSE**
} **RELATED TO:**

} **2:24-CV-11220**
} **2:24-CV-11298**
} **2:24-CV-11331**
} **2:24-CV-11334**
} **(SELF-FUNDED PAYERS**
} **TRACK)**

Plaintiffs, by and through undersigned counsel, respectfully submit this Response to the Court's March 28, 2025 Order to Show Cause (ECM 484), and state as

follows:

1. The Court ordered the above-referenced Plaintiffs to tender a completed PFS as required by CMO 14 on or before the 11th day of April 2025.

2. Plaintiffs respectfully inform the Court of the status of these matters as follows:

- Case No. *2:24-CV-11220* PFS was submitted to Defendants on April 10, 2025. (See Email submitting PFS on 4/10/2025, Exhibit A).
- Case No. *2:24-CV-11298* was voluntarily dismissed without prejudice on March 25, 2025. (See filed Notice of Dismissal, Exhibit B).
- Case No. *2:24-CV-11331* was voluntarily dismissed without prejudice on March 25, 2025. (See filed Notice of Dismissal, Exhibit C); and
- Case No. *2:24-CV-11334* Plaintiff was not able to tender a CMO 14 compliant PFS by the deadline and will seek reinstatement of its Complaint, if necessary, within 30 days.

3. Counsel apologizes for the PFS delays and continues to work diligently to comply with CMO 14.

DATED: April 11, 2025

FRANTZ LAW GROUP, APLC

/s/ William B. Shinoff, Esq.

James P. Frantz, Esq.,

William B. Shinoff, Esq.

M. Regina Bagdasarian, Esq.

Attorneys for Plaintiff

EXHIBIT A

From: [Tanya Hauck](#)
To: [#MDL_Insulin_SFP_JDG_Service](#)
Bcc: [Kristin Westphal](#); [William Shinoff](#); [Mary Epherem](#); [Nina Sweeney](#);
[Brick_Township_Public_Schools.245258.FLGMDL@inbox.casepacer.com](#)
Subject: Brick Township Public Schools; Rule 26/ PFS
Date: Thursday, April 10, 2025 10:44:00 AM
Attachments: [Brick Township Public Schools-Rule 26.pdf](#)
[Final Brick Township PFS \(2\).pdf](#)
[image001.png](#)

Please see attached PFS and Rule 26 disclosure as required by CMO No. 14.

Thank you.

Best,

Tanya Hauck – Paralegal
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EXHIBIT B

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T: (619) 233-5945
Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE: INSULIN PRICING
LITIGATION

WAVERLY COMMUNITY SCHOOLS,

Plaintiff.

v.

ELI LILLY AND COMPANY;
SANOFI-AVENTIS U.S. LLC, NOVO
NORDISK INC.; CVS HEALTH
CORPORATION; CVS PHARMACY,
INC.; CAREMARK RX, LLC;
CAREMARK LLC; CAREMARKPCS
HEALTH, LLC; EVERNORTH
HEALTH, INC.; EXPRESS SCRIPTS,
INC.; EXPRESS SCRIPTS
ADMINISTRATORS, LLC;
MEDCO HEALTH SOLUTIONS,
INC.; ESI MAIL PHARMACY
SERVICES, INC., EXPRESS
SCRIPTS PHARMACY, INC.,
UNITEDHEALTH GROUP, INC.,
UNITED HEALTHCARE SERVICES, ¹

} Case No. 2:23-md-03080 (BRM)(RLS)
} MDL No. 3080

} Judge Brian R. Martinotti
} Judge Rukshanah L. Singh

} **NOTICE OF PLAINTIFF
} WAVERLY COMMUNITY
} SCHOOLS VOLUNTARY
} DISMISSAL OF COMPLAINT
} WITHOUT PREJUDICE**

} Civil Action No. 2:24-cv-11298

INC.; UNITEDHEALTHCARE
INSURANCE CO.; OPTUM, INC.;
OPTUMRX, INC.; and
OPTUMINSIGHT, INC.,
Defendants. }

Plaintiff Waverly Community Schools, by and through its attorney of record, FRANTZ LAW GROUP, APLC, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure (“F.R.C.P.”), provides notice of its voluntary dismissal, without prejudice, of this action. As grounds therefore, Plaintiff shows the Court:

1. Pursuant to Rule 41(a)(1)(A)(i) of the F.R.C.P., the plaintiff may dismiss an action without a court order by filing a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.

2. Defendants have not yet filed and served either an answer or motion for summary judgment.

3. Accordingly, Plaintiff provides notice of the dismissal of this action without prejudice and no further action or Court order is required.

DATED: March 25, 2025

FRANTZ LAW GROUP, APLC

/s/ William B. Shinoff, Esq.
James P. Frantz, Esq.,
Willam B. Shinoff, Esq.
M. Regina Bagdasarian, Esq.
Kristin J. Westphal, Esq.
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on March 25, 2025, I electronically filed the foregoing notice of dismissal with the Clerk of the Court using the CM/ECF system, which will send notification to Defendants' counsel of record.

/s/ William B. Shinoff, Esq.
William B. Shinoff, Esq.
Attorney for Plaintiff

SO ORDERED:



BRIAN R. MARTINOTTI, USDJ
DATED: MARCH 26, 2025

EXHIBIT C

James P. Frantz, Esq., SBN 87492
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William B. Shinoff, Esq., SBN 280020
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T: (619) 233-5945
Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE: INSULIN PRICING
LITIGATION

TRAVERSE CITY AREA PUBLIC
SCHOOLS,

Plaintiff.

v.

ELI LILLY AND COMPANY;
SANOFI-AVENTIS U.S. LLC, NOVO
NORDISK INC.; CVS HEALTH
CORPORATION; CVS PHARMACY,
INC.; CAREMARK RX, LLC;
CAREMARK LLC; CAREMARKPCS
HEALTH, LLC; EVERNORTH
HEALTH, INC.; EXPRESS SCRIPTS,
INC.; EXPRESS SCRIPTS
ADMINISTRATORS, LLC;
MEDCO HEALTH SOLUTIONS,
INC.; ESI MAIL PHARMACY
SERVICES, INC., EXPRESS
SCRIPTS PHARMACY, INC.,
UNITEDHEALTH GROUP, INC.,

} Case No. 2:23-md-03080 (BRM)(RLS)
} MDL No. 3080

} Judge Brian R. Martinotti
} Judge Rukshanah L. Singh

} **NOTICE OF PLAINTIFF**
} **TRAVERSE CITY AREA PUBLIC**
} **SCHOOLS VOLUNTARY**
} **DISMISSAL OF COMPLAINT**
} **WITHOUT PREJUDICE**

} Civil Action No. 2:24-cv-11331

UNITED HEALTHCARE
SERVICES, INC.;
UNITEDHEALTHCARE
INSURANCE CO.; OPTUM, INC.;
OPTUMRX, INC.; and
OPTUMINSIGHT, INC.,

)
)
)
)
)

Defendants.

Plaintiff Traverse City Area Public Schools, by and through its attorney of record, FRANTZ LAW GROUP, APLC, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure (“F.R.C.P.”), provides notice of its voluntary dismissal, without prejudice, of this action. As grounds therefore, Plaintiff shows the Court:

1. Pursuant to Rule 41(a)(1)(A)(i) of the F.R.C.P., the plaintiff may dismiss an action without a court order by filing a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.

2. Defendants have not yet filed and served either an answer or motion for summary judgment.

3. Accordingly, Plaintiff provides notice of the dismissal of this action without prejudice and no further action or Court order is required.

DATED: March 25, 2025

FRANTZ LAW GROUP, APLC

/s/ William B. Shinoff, Esq.
James P. Frantz, Esq.,
Willam B. Shinoff, Esq.
M. Regina Bagdasarian, Esq.
Kristin J. Westphal, Esq.
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on March 25, 2025, I electronically filed the foregoing notice of dismissal with the Clerk of the Court using the CM/ECF system, which will send notification to Defendants' counsel of record.

/s/ William B. Shinoff, Esq.
Willam B. Shinoff, Esq.
Attorney for Plaintiff

SO ORDERED:



BRIAN R. MARTINOTTI, USDJ
DATED: MARCH 26, 2025

CERTIFICATE OF SERVICE

I hereby certify that on April 11, 2025, I electronically filed the foregoing Response to Order to Show Cause with the Clerk of the Court using the CM/ECF system, which will send notification to Defendants' counsel of record.

/s/ William B. Shinoff, Esq.
William B. Shinoff, Esq.
Attorney for Plaintiff